

IN THE SENATE OF THE UNITED STATES.

FEBRUARY 24, 1871.

Referred to the Committee on Appropriations and ordered to be printed.

AMENDMENTS

Intended to be proposed by Mr. Ross to the bill (H. R. 3064) making appropriations for sundry civil expenses of the Government for the year ending June thirty, eighteen hundred and seventy-two, and for other purposes, namely: Insert as additional sections the following:

1 SEC. —. *And be it further enacted,* That whenever the
2 Kaw Indians of Kansas shall agree thereto, in such manner
3 as the President shall prescribe, it shall be the duty of the
4 President to remove the said Indians from the State of Kansas
5 to lands provided, or to be provided, for them for a permanent
6 home in the Indian Territory, to consist of a tract of land, in
7 compact form, equal in quantity to one hundred and sixty
8 acres for each member of said tribe, or such part thereof as
9 said Indians may desire, to be paid for out of the proceeds of
10 the sales of their lands in the State of Kansas, the price per
11 acre for such lands, to be procured in the Indian Territory,
12 not to exceed the price paid, or to be paid, by the
13 United States for the same; and to defray the expenses

14 of said removal, and to aid in the subsistence of the said In-
15 dians during the first year, there is hereby appropriated, out
16 of the Treasury, out of any money not otherwise appropriated,
17 to be expended under the direction of the Secretary of the
18 Interior, the sum of fifty thousand dollars, to be reimbursed
19 to the United States from the proceeds of the sale of the
20 lands of the said Indians in the State of Kansas, except the
21 sixteenth and thirty-sixth sections, which shall be reserved to
22 the State of Kansas for school purposes, and shall be sold to
23 actual settlers only, said settlers being heads of families, or
24 over twenty-one years of age, in quantities not exceeding one
25 hundred and sixty acres, in compact form, to each settler, at
26 a price to be ascertained upon an appraisement to be made
27 under rules and regulations to be established by the Secretary
28 of the Interior, payment to be made one-half in cash at the
29 time of purchase, and the balance within one year from the
30 date of purchase, to be expended by the President of the
31 United States for the benefit of said Indians, in such manner
32 as he may deem proper.

1 SEC. —. *And be it further enacted*, That the Secretary
2 of the Interior is hereby authorized to sell and convey by
3 patents, to be issued to the persons occupying the same, who
4 have made settlement and improvement as required by the
5 pre-emption laws of the United States, the lands which were
6 allotted to certain New York Indians, who removed to Kansa

7 and for which certificates for three hundred and twenty acres
8 of land each, were issued to said Indians on the first day of
9 September, eighteen hundred and sixty, on the receipt of pay-
10 ment in lawful money of the United States, at the rate of
11 two dollars and fifty cents per acre for each tract; said pay-
12 ment to be made into the Treasury of the United States
13 within one year after the passage of this act, in trust for, and
14 to be paid to the Indian or Indians entitled thereto, or their
15 heirs, upon satisfactory proof of their identity: *Provided*, That
16 such claims shall be established within three years after the
17 date of said sales, and not afterward: *Provided further*, That
18 this act shall not affect the rights of any of the said Indians,
19 holding said certificates, to any of the said lands now actually
20 occupied and resided upon by them.

1 SEC. —. *And be it further enacted*, That the strip of
2 land within the State of Kansas ceded to the United States
3 by the Quapaw band of Indians, under the fourth article of
4 the treaty of twenty-third February, eighteen hundred and
5 sixty-seven, for one dollar and twenty-five cents per acre, be,
6 and the same is hereby, declared open to entry under the
7 pre-emption laws of the United States, at the price of one
8 dollar and twenty-five cents per acre; and all such pre-
9 emptions shall be paid for in the money of the United States
10 at the proper land office within one year from the date of
11 settlement.

1 SEC. —. *And be it further enacted*, That the Secretary
 2 of the Interior is hereby directed to withhold patents for any
 3 portion of the lands known as the Miami Indian lands in
 4 Kansas, and also to withhold his approval of all transfers of
 5 said lands, and to permit peaceable occupancy by all settlers
 6 or Indians now residing thereon, until further action of Con-
 7 gress in relation thereto, without prejudice to existing rights.

1 SEC. —. *And be it further enacted*, That the Secretary
 2 of the Interior is hereby authorized and directed to audit and
 3 determine the claim of the Shawnee Indians for depredations
 4 upon their property by citizens of the United States during
 5 the late war, and report the same to Congress at its next
 6 session.

1 SEC. —. *And be it further enacted*, That the acts of
 2 March two, eighteen hundred and sixty-seven, and June
 3 eight, eighteen hundred and sixty-eight, and the act of May
 4 thirty, eighteen hundred and sixty-two, in relation to town-
 5 sites, be, and the same are hereby, extended to the lands in
 6 Kansas known as the Osage trust lands and diminished
 7 reservation, and also to the tract known as the Osage ceded
 8 lands, ceded to the United States by the first article of the
 9 treaty of September twenty-nine, eighteen hundred and sixty-
 10 five, so far as the same may be not inconsistent with vested
 11 rights.

1 SEC. —. *And be it further enacted*, That it shall be the

2 duty of the Secretary of the Interior to cause to be investi-
3 gated, under such rules and regulations as he may establish,
4 all alleged claims for property unlawfully taken in Kansas
5 and Nebraska, or for damages sustained in said States by
6 reason of depredations committed without the bounds of any
7 Indian reservation, since the first day of January, eighteen
8 hundred and sixty, by any of the Indian tribes, or members
9 thereof, located in the States of Kansas and Nebraska, with
10 whom treaties of peace have been, or may hereafter be, made.
11 It shall also be the duty of the Secretary to cause to be in-
12 vestigated all claims made by any such Indian tribes, or
13 members thereof, for indemnity for spoliation committed with-
14 in any Indian reservation in said States by white persons not
15 members of such tribe, since the date aforesaid, and to report
16 the same to Congress, with the evidence taken in each case,
17 together with his judgment of its merits.

1 SEC. —. *And be it further enacted*, That for fulfilling
2 treaty obligations of the United States with Wyandott In-
3 dians, as provided in the thirteenth article of the treaty con-
4 cluded February twenty-three, eighteen hundred and sixty-
5 seven, the several amounts ascertained to be due by the board
6 of commissioners as per report dated March two, eighteen
7 hundred and sixty-nine, with interest thereof at the rate of
8 five per centum per annum, sixty-six thousand two hundred

9 and six dollars and thirty-one cents, to be paid under the di-
10 rection of the President.

1 SEC. —. *And be it further enacted*, That the fourteenth
2 section of "An act making appropriations for Indian service,"
3 and so forth, is hereby amended so as to permit the purchase
4 by white settlers of the said lands, in compact form, and
5 by legal subdivisions: *Provided*, That the terms of said
6 act fixing the time of payment for said lands shall be
7 construed to mean that payment therefor shall be made with-
8 in one year from the approval of the surveys of said lands by
9 the Secretary of the Interior; and the sixteenth and thirty-
10 sixth sections of the said trust and diminished reservations are
11 hereby reserved to the State of Kansas for school purposes.

1 SEC. —. *And be it further enacted*, That the sum of
2 seventy-five thousand dollars, or so much thereof as may be
3 necessary, be, and the same is hereby, appropriated, to enable
4 the Secretary of the Interior to pay the expense of the survey
5 of the diminished reservation of the Great and Little Osages
6 in the State of Kansas: *Provided*, That the amount so paid
7 for said survey shall be refunded to the Treasury from the
8 proceeds of the sale of said reservation.

1 SEC. —. *And be it further enacted*, That whenever the
2 Cherokee Nation of Indians shall agree thereto, in such man-
3 ner as the President shall prescribe, it shall be the duty
4 of the Secretary of the Interior to cause to be surveyed,

5 as the public lands are surveyed, and to dispose of all that
6 part of the lands of the said Cherokee Nation of Indians
7 lying within the State of Kansas known as the "Cherokee
8 strip," to actual settlers only, said settlers being heads of
9 families, or single persons over twenty-one years of age, in
10 quantities not exceeding one hundred and sixty acres, in
11 square and compact form, according to legal subdivisions, to
12 each settler, at not less than the appraised value thereof, such
13 appraisement to be made by two disinterested persons, one to
14 be appointed by the Secretary of the Interior, who shall not
15 be a resident of the State of Kansas, one to be designated by the
16 authorities of the Cherokee Nation, who shall not be a member
17 of said nation, and, in case of disagreement, by a third person,
18 to be mutually selected by the aforesaid appraisers: *Provided,*
19 That the lands settled upon at the passage of this act shall be
20 sold at one dollar and twenty-five cents per acre. Those not
21 settled at the passage of this act shall be appraised at their
22 value at the time of examination by appraisers, payment to be
23 made in cash within one year from the date of settlement by
24 those settling after the passage of this act, and by those settling
25 upon them before that date within one year from the passage of
26 this act. And the proceeds of the sale of said lands, after pay-
27 ing the expenses of the survey, appraisement, and sale, shall
28 be placed to the credit of the said nation of Indians, on the
29 books of the Treasury, and bear interest at the rate of five

30 per centum per annum, payable semi-annually. And for this
31 purpose an accurate account shall be kept by the Secretary
32 of the Interior of the money received as proceeds of sale; and
33 the aggregate amount received prior to the first day of July,
34 in each year, after deducting expenses as aforesaid, shall be
35 the amount upon which the payment of interest shall be
36 based: *Provided*, That all Cherokees being heads of families
37 residing on any of the said lands at the date of the ratifica-
38 tion of the treaty between the United States and the Cherokee
39 Nation of Indians, concluded July nineteen, eighteen hundred
40 and sixty-six, who have not since voluntarily abandoned the
41 same, shall be entitled to all the rights guaranteed to them by
42 the nineteenth article of said treaty: *And provided further*.
43 That the town-site laws shall be made applicable to the lands
44 in the so-called "Cherokee strip," subject to the appraise-
45 ment hereinbefore provided for: *And provided further*,
46 That any Indian tribe desiring to change its location may
47 contract to unite with any other tribe or tribes, or for the pur-
48 chase of lands for a new settlement and location, upon such
49 terms and at such prices as may be agreed upon by the parties
50 interested, subject to the approval of the President; and in
51 case of removal of any tribe or band, it shall be the duty of
52 the Secretary of the Interior to sell their abandoned lands
53 under the same provisions of law as are herein provided for
54 the sale to actual settlers of the lands in Kansas known as the
55 "Cherokee strip."

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AMENDMENTS

Intended to be proposed by Mr. SHERMAN to the bill (H. R. 3064) making appropriations for sundry civil expenses of the Government for the year ending June thirty, eighteen hundred and seventy-two, and for other purposes, namely: Insert as additional sections the following:

1 SEC. —. *And be it further enacted*, That in addi-
2 tion to the officers provided for in the fifth section
3 of the act approved August six, eighteen hundred
4 and forty-six, entitled "An act to provide for the better
5 organization of the Treasury, and for the collection, safe-keep-
6 ing, transfer, and disbursement of the public revenues," there
7 shall be appointed assistant treasurers of the United States, to
8 be located in the cities of Chicago and Cincinnati; and such
9 assistant treasurers shall be appointed in like manner, for like
10 time, and be subject to all the provisions of law to which the
11 other assistant treasurers provided for in said fifth section are
12 subject.

1 SEC. —. *And be it further enacted,* That there shall be
 2 prepared, within the custom-house of each of said cities of
 3 Chicago and Cincinnati, suitable and convenient rooms for the
 4 use of the assistant treasurer located in said city, and suffi-
 5 cient and secure fire-proof vaults and safes for the keeping of
 6 the public moneys collected and deposited with him; and the
 7 said assistant treasurer shall have the custody and care of said
 8 rooms, vaults, and safes, respectively, and of all the public
 9 moneys deposited therein, and shall perform all the duties
 10 required to be performed by United States assistant treasurers
 11 in reference to the receipt, safe-keeping, transfer, and disburse-
 12 ments of such moneys: *Provided,* That the rooms and vaults
 13 now used by the United States designated depositaries at
 14 Chicago and Cincinnati shall be set apart for the purposes
 15 named in this section, as far as they may be applicable.

1 SEC. —. *And be it further enacted,* That upon the ap-
 2 pointment and qualification of said assistant treasurers the
 3 Secretary of the Treasury shall revoke the designation as
 4 United States depositaries of the collectors of customs at
 5 Chicago and Cincinnati, and shall direct the transfer of all
 6 the books, accounts, vouchers, property, and public moneys
 7 in the office of said depositaries to the offices of said assistant
 8 treasurers.

1 SEC. —. *And be it further enacted,* That the assistant
 2 treasurers directed by this act to be appointed shall each receive

3 a salary of five thousand dollars per annum, to be paid quarter-
4 yearly at the Treasury of the United States, which salary
5 shall be in full for all their services; and a sufficient amount to
6 pay said salary until June thirty, eighteen hundred and seventy-
7 two, is hereby appropriated.

1 SEC. —. *And be it further enacted*, That each United
2 States assistant treasurer herein provided for, with the ap-
3 proval of the Secretary of the Treasury, may appoint the same
4 number of clerks and messengers in his office, and at the same
5 compensation, as now provided by law for the office of the
6 United States depository in the city at which he is located,
7 and all unexpended balances of moneys heretofore appropria-
8 ted, or that may hereafter be appropriated, for the payment of
9 the clerks and messengers in the office of said depository shall
10 be applied to the payment of the clerks and messengers ap-
11 pointed in the office of the assistant treasurer under this act.

1 SEC. —. *And be it further enacted*, That there shall
2 be appropriated and paid, out of any money in the Treasury
3 not otherwise appropriated, the sum of two thousand dollars,
4 to be expended under the direction of the Secretary of the
5 Treasury in such repairs and additions as may be necessary to
6 put in good condition, for immediate use, the office, rooms,
7 vaults, and safes herein mentioned, and in the purchase of any
8 necessary additional furniture and fixtures, and in defraying
9 any other incidental expenses necessary to carry this act into
10 effect.

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Intended to be proposed by Mr. WILSON to the bill (H. R. 3064) making appropriations for sundry civil expenses of the Government for the year ending June thirty, eighteen hundred and seventy-two, and for other purposes, namely: Insert the following :

- 1 Fifty thousand dollars, or so much thereof as may be
- 2 necessary, to be expended under the direction of the Attorney
- 3 General in the detection and prosecution of crimes against
- 4 the United States.

H. R. 3064.

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Intended to be proposed by Mr. STEWART to the bill (H. R. 3064) making appropriations for sundry civil expenses of the Government for the year ending June thirty, eighteen hundred and seventy-two, and for other purposes, namely: Insert among the miscellaneous items for contingencies of the War Department the following:

- 1 For military and geographical surveys and explorations
- 2 west of the Rocky Mountains, and east of the Sierra Nevada
- 3 Mountains, and between the Central Pacific Railroad and the
- 4 thirty-second parallel of latitude, to be conducted under the
- 5 direction of a competent engineer officer or officers, fifty thou-
- 6 sand dollars.